IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.30823 of 2008
JITU SINGH
Versus
STATE OF BIHAR
---

2. 14.8.2008 Heard.

The case is under Section 409 IPC and the petitioner is in custody merely because he did not hand over charge of his office.

The contention is that no part of handing over the charge had any financial component and it were all documents. Now the petitioner has handed over the charge. The court is also worried to find that such FIRs are being lodged. If an employees is not handing over the charge of his office, there could be powers vested in his controlling officer for initiating departmental proceedings on the charges of misconduct due to disobedience of order of transfer or handing over his charge, it could never be a cause for filing the FIR.

Let the above named petitioner be released from custody on furnishing P.R. bond of Rs.500/-(five hundred)without any surety to the satisfaction of C.J.M.Jehanabad in Ghoshi P.S.Case no.30 of 2008.

(Dharnidhar Jha, J.)

B.Kr.

WEB COPY NOT OFFICIAL